



08-12-04

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Express Mail No.: EV 452 773 094 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Rein and Steffens

Confirmation No.: 8812

Serial No.: 09/980,727

Art Unit: 1615

Filed: July 8, 2002

Examiner: Simon J. Oh

For: METHOD FOR PRODUCING A WATER-
INSOLUBLE AMORPHOUS OR PARTIALLY
AMORPHOUS CONTROLLED RELEASE MATRIX

Attorney Docket No.: 11390-009-999

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Mail Stop AF
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated February 11, 2004 of the Primary Examiner finally rejecting claims 1-18 of the above-identified application.

The item(s) checked below are appropriate:

1. An extension of time for responding to the final rejection for three (3) months:
 was filed on
 is submitted herewith.
2. A timely response to the final rejection has been filed.
3. A fee in the amount of \$330.00 is:
 Required.
 Not required (Fee paid in prior appeal).
4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$165.00 is:
 Required.
 Not required (Fee paid in prior appeal).
5. Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

by: *Samuel B. Abrams*

Samuel B. Abrams REG NO 40,203 30,605
(Reg. No.)

Date: August 11, 2004

Samuel B. Abrams

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